

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

-----X	
KATHLEEN CURNS and LINDA ZUKAITIS,	:
	:
Plaintiffs,	:
	:
v.	:
	:
WAL-MART STORES, INC.,	:
	:
Defendant.	:
-----X	

No. 06-CV-1336 (GLS)

**DECLARATION OF
DOUGLAS H. WIGDOR
IN OPPOSITION TO
DEFENDANT'S MOTION
IN LIMINE**

STATE OF NEW YORK)
)ss.:
COUNTY OF NEW YORK)

I, DOUGLAS H. WIGDOR, hereby declare under penalty of perjury:

1. I am a partner in the law firm of Thompson Wigdor & Gilly LLP, counsel of record for Plaintiffs Kathleen Curns and Linda Zukaitis. I am fully familiar with the facts and circumstances set forth herein, and this Declaration is true to the best of my personal knowledge. I submit this Declaration to put before the Court certain documents relevant to Plaintiffs' opposition to Defendant Wal-Mart Stores, Inc.'s motion *in limine*.

2. Attached hereto as Exhibit 1 are Wal-Mart's Position Statements that were submitted to the Equal Employment Opportunity Commission in *Curns v. Wal-Mart*, 165-2005-01514 and *Zukaitis v. Wal-Mart*, 165-2005-01461, respectively, both dated June 30, 2006.

3. Attached hereto as Exhibit 2 is a true copy of the Wal-Mart Memorandum entitled "Reviewing And Revising Wal-Mart's Benefits Strategy."

4. Attached hereto as Exhibit 3 are true copies of relevant pages from the deposition testimony of Margaret Daniel in this action taken on February 26, 2007.

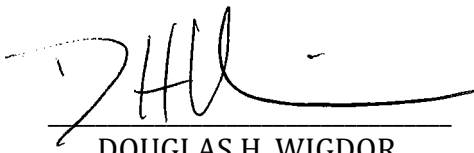
5. Attached hereto as Exhibit 4 are true copies of relevant pages from the deposition testimony of Micah Hawk in this action taken on March 19, 2008.

6. Attached hereto as Exhibit 5 are Plaintiffs' authorizations to obtain their medical records and cover letter dated August 2, 2007.

7. Attached hereto as Exhibit 6 are true copies of relevant pages from the deposition testimony of Kathleen Curns in this action taken on October 24, 2007.

I declare under the penalty of perjury that the foregoing statements are true and correct.

Dated: April 19, 2010
New York, New York



DOUGLAS H. WIGDOR